

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF NORTH CAROLINA**

United States of America,

Plaintiff;

v.

Terry S. Johnson, in his official capacity
as Alamance County Sheriff,

Defendant.

No. 1:12-cv-1349

Judge Thomas D. Schroeder

MICHAEL SONGER, pursuant to 28 U.S.C. § 1746, makes the following
declaration under penalty of perjury:

- I. My name is Michael Songer. I am an attorney at the Civil Rights Division of the United States Department of Justice in Washington, DC. I am admitted to practice before the Court in this matter.
- II. Attached as exhibits to the United States' Motion for Summary Judgment are true and correct copies of the following materials:
 1. Excerpts from the deposition of Terry Johnson;
 2. Excerpts from the deposition of Timothy Britt;
 3. Memoranda of Agreement between the U.S. Department of Homeland Security and ACSO covering the period 2007-2012;

4. Excerpts from the deposition of Chris Crain;
5. Declaration of Adam Nicholson;
6. Excerpts from the deposition of Sheriff Harrison;
7. Excerpts from the deposition of Sheriff Jones;
8. Excerpts from the deposition of Sheriff Page;
9. Excerpts from the deposition of Roger Lloyd;
10. Excerpts from the deposition of Kenneth Evans;
11. Declaration of Steve Perry;
12. Declaration of Kenneth Evans;
13. Excerpts from the deposition of Jeffrey Randleman;
14. Excerpts from the deposition of Paul Crotts;
15. Email from Mario Wiley attaching “Border Patrol” video game,
bates number 121291;
16. Excerpts from the deposition of Mario Wiley;
17. Email titled “profiling,” bates number 115728-29;
18. Email titled “slow response,” bates number 150194;
19. Excerpts from the deposition of Shelton Brown;
20. Email from Randy Jones, bates number 155436-37;
21. Email from Charlie Stewart titled “dumbest illegal immigrant,” bates
number 077065-66;
22. Email titled “Rules for Kicking Ass”;

23. Excerpts from the deposition of Brian Allen;
24. Excerpts from the deposition of James Crabtree;
25. Excerpts from the deposition of David Cobb;
26. Excerpts from the deposition of Randy Denham;
27. Excerpts from the deposition of Steven Helms;
28. Excerpts from the deposition of Alan Miles;
29. Excerpts from the deposition of Jeffrey Snyder;
30. Excerpts from the deposition of Kurt Lankford;
31. Excerpts from the deposition of Jerry Williams;
32. Excerpts from the deposition of David Crowder;
33. Excerpts from the deposition of Jackie Fortner;
34. Excerpts from the deposition of Michael Hoover;
35. Excerpts from the deposition of Chris Lafferty;
36. Excerpts from the deposition of Brandon Wilkerson;
37. Excerpts from the deposition of Kim Wilson;
38. Excerpts from the deposition of Magistrate Susan Wortinger;
39. Excerpts from the deposition of Sheriff Welch;
40. Excerpts from the deposition of Sheriff Marshall;
41. Expert report of Dr. John Lamberth;
42. Expert rebuttal report of Dr. John Lamberth;
43. Excerpts from deposition of Dr. David Banks;

44. Expert report of Dr. John MacDonald;
45. Excerpts from report of Dr. David Banks;
46. Excerpts from the deposition of James Conklin;
47. Excerpts from the deposition of Arnold Husser;
48. Excerpts from the deposition of Jessica Rosales;
49. Excerpts from the deposition of Jose Luis Arzola;
50. Excerpts from the deposition of Yessenia Cruz Cruz;
51. Declaration of Miguel Salinas Cruz;
52. Declaration of Juan Carlos Reyes Montoya;
53. Excerpts from the deposition of Paula Crotts;
54. Excerpts from the deposition of Maria Noemy Gonzales;
55. Expert report of Sheriff Margo Frasier;
56. Excerpts from the deposition of Dr. Laura Roselle;
57. June 2010 Notice of Investigation from U.S. Department of Justice;
58. Excerpts from the deposition of Carlos Rossi;
59. Excerpts from the deposition of Sarah Keller;
60. Excerpts from the deposition of Mark Dockery;
61. Excerpts from deposition of Troy Anthony;
62. Dr. John MacDonald expert rebuttal report; and
63. Table of reasons for ACSO traffic stops prepared by Dr. John
MacDonald.

DATED: March 3, 2014

Michael J. Songer

Michael J. Songer